# IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF NEW JERSEY

IN RE: INVOKANA (CANAGLIFLOZIN) : PRODUCTS LIABILITY LITIGATION :

MDL NO. 2750

Master Docket No. 3:16-md-2750

JUDGE BRIAN R. MARTINOTTI JUDGE LOIS H. GOODMAN

CASE MANAGEMENT ORDER NO. ///
(Notices of Appearance; Answers)

### I. PURPOSE OF THIS ORDER

This Order is intended to conserve judicial and party resources and promote the just and efficient conduct of this litigation by streamlining the process for certain pleadings. This Case Management Order shall apply to all cases in MDL 2750.

#### II. NOTICES OF APPEARANCES

For all cases currently pending in the MDL and for all cases filed in, transferred, or removed to the MDL following entry of this Order, the clerk is instructed to associate the following counsel as counsel of record for Janssen Pharmaceuticals, Inc., Johnson & Johnson, Janssen Research & Development, LLC, and Janssen Ortho LLC as named in the respective complaints:

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The association of defense counsel in no way constitutes a waiver of service on the part of Defendants.

### III. FILING OF ANSWERS

To improve the efficient management of pleadings in this litigation, it is hereby ORDERED:

- A. All motions to dismiss in cases currently pending in the MDL, that were not previously withdrawn, are deemed withdrawn as of the date of this Order. The cases in which motions to dismiss are pending are listed in the attached **Exhibit A**. By withdrawing these motions, Defendants waive no pre-answer defenses raised in those motions and expressly reserve their right to raise those defenses in answering plaintiffs' complaints.
- B. For all cases currently pending in the MDL for which service has been effected on some or all Defendants and no answer has been filed, within thirty (30) days of entry of this Order, served Defendants shall file a Notice of Answer and Affirmative Defenses in each case.
- C. For all cases filed in, transferred or removed to the MDL following the date of this Order, Defendants shall have twenty-one (21) days after service if no waiver of service is requested or thirty (30 days) after execution of a waiver to file a Notice of Answer and Affirmative Defenses.

- D. The Notice of Answer and Affirmative Defenses shall provide a general denial to plaintiffs' allegations in the Complaint and assert applicable affirmative defenses and will constitute an answer for purposes of Rules 7 and 8 of the Federal Rules of Civil Procedure.
- E. Defendants reserve the right to file an answer specifically answering plaintiffs' allegations and raising any additional affirmative defenses later in the proceedings as cases are either remanded or designated for bellwether discovery.
- F. Defendants shall interpose full Answers within fourteen (14) days of the selection of a given case in the bellwether process. As such in accordance with CMO 10, it is presently contemplated that Answers in the bellwether cases shall be due on or about September 7, 2017.

5/30/2017

HON. BRIAN R. MAI UNITED STATES DIS

## EXHIBIT A

## CASES WITH PENDING MOTIONS TO DISMISS

CASE NUMBER	CASE NAME
3:16-cv-09259-BRM-LHG	ALLEN ANTHONY V. JANSSEN PHARMACEUTICALS, INC ET AL
3:17-cv-02148-BRM-LHG	ALLEN CRAIGORY V. JANSSEN PHARMACEUTICALS, INC ET AL
3:17-cv-02290-BRM-LHG	AMBURN V. JANSSEN PHARMACEUTICALS, INC ET AL
3:17-cv-02355-BRM-LHG	BARRICK V. JANSSEN PHARMACEUTICALS, INC ET AL
3:17-cv-02353-BRM-LHG	BASSETT V. JANSSEN PHARMACEUTICALS, INC ET AL
3:17-cv-02340-BRM-LHG	BAUMANN V. JANSSEN PHARMACEUTICALS, INC ET AL
3:17-cv-02295-BRM-LHG	BOARD V. JANSSEN PHARMACEUTICALS, INC ET AL
3:17-cv-02137-BRM-LHG	BRADSHAW ET AL V. JANSSEN PHARMACEUTICALS, INC ET AL
3:17-cv-02294-BRM-LHG	BRUNER ET AL V. JANSSEN PHARMACEUTICALS, INC. ET AL
3:17-cv-02359-BRM-LHG	CAMPBELL V. JANSSEN PHARMACEUTICALS, INC ET AL
3:17-cv-02291-BRM-LHG	CARRINGTON V. JANSSEN PHARMACEUTICALS, INC ET AL
3:17-cv-02354-BRM-LHG	CHOATE V. JANSSEN PHARMACEUTICALS, INC ET AL
3:17-cv-02274-BRM-LHG	CLARK V. JANSSEN PHARMACEUTICALS, INC ET AL
3:17-cv-02286-BRM-LHG	CLARKSON V. JANSSEN PHARMACEUTICALS, INC ET AL
3:17-cv-02144-BRM-LHG	COLBAUGH V. JANSSEN PHARMACEUTICALS, INC ET AL
3:17-cv-02133-BRM-LHG	COOPER V. JANSSEN PHARMACEUTICALS, INC ET AL
3:17-cv-02275-BRM-LHG	COOPER V. JANSSEN PHARMACEUTICALS, INC ET AL
3:16-cv-09264-BRM-LHG	COUNTS V. JANSSEN PHARMACEUTICALS, INC ET AL
3:17-cv-02130-BRM-LHG	COVINGTON V. JANSSEN PHARMACEUTICALS, INC ET AL
3:17-cv-02272-BRM-LHG	DAVIS V. JANSSEN PHARMACEUTICALS, INC ET AL
3:17-cv-02288-BRM-LHG	DEATON V. JANSSEN PHARMACEUTICALS, INC ET AL
3:17-cv-02343-BRM-LHG	DEMERS V. JANSSEN PHARMACEUTICALS, INC ET AL
3:17-cv-02159-BRM-LHG	DRZYCIMSKI V. JANSSEN PHARMACEUTICALS, INC ET AL
3:17-cv-02145-BRM-LHG	FORTADO V. JANSSEN PHARMACEUTICALS, INC ET AL
3:17-cv-02158-BRM-LHG	FRAZIER V. JANSSEN PHARMACEUTICALS, INC ET AL
3:16-cv-09258-BRM-LHG	FREEMAN BRENDA ET AL V. JANSSEN PHARMACEUTICALS, INC. ET AL
3:17-cv-02337-BRM-LHG	FURLOW V. JANSSEN PHARMACEUTICALS, INC ET AL
3:17-cv-02271-BRM-LHG	GAY V. JANSSEN PHARMACEUTICALS, INC ET AL
3:17-cv-02327-BRM-LHG	GUTHRIE V. JANSSEN PHARMACEUTICALS, INC ET AL
3:17-cv-02324-BRM-LHG	HANDJIS V. JANSSEN PHARMACEUTICALS, INC ET AL
3:17-cv-02268-BRM-LHG	HARPER V. JANSSEN PHARMACEUTICALS, INC ET AL
3:17-cv-02358-BRM-LHG	HARROLD V. JANSSEN PHARMACEUTICALS, INC ET AL
3:17-cv-02336-BRM-LHG	HAYHURST V. JANSSEN PHARMACEUTICALS, INC ET AL
3:17-cv-02153-BRM-LHG	HESS V. JANSSEN PHARMACEUTICALS, INC ET AL
3:17-cv-02377-BRM-LHG	HICKS V. JANSSEN PHARMACEUTICALS, INC ET AL

CASE NUMBER	CASE NAME
3:16-cv-09213-BRM-LHG	HOUSE V. JANSSEN PHARMACEUTICALS, INC. ET AL
3:17-cv-02129-BRM-LHG	HUDDLESTON V. JANSSEN PHARMACEUTICALS, INC ET AL
3:16-cv-09261-BRM-LHG	JACKSON CASSANDRA ET AL V. JANSSEN
	PHARMACEUTICALS, INC. ET AL
3:17-cv-02152-BRM-LHG	JAMES V. JANSSEN PHARMACEUTICALS, INC ET AL
3:17-cv-02124-BRM-LHG	JEFFRIES V. JANSSEN PHARMACEUTICALS, INC ET AL
3:17-cv-02238-BRM-LHG	JETT V. JANSSEN PHARMACEUTICALS, INC ET AL
3:17-cv-02146-BRM-LHG	JOHNSON V. JANSSEN PHARMACEUTICALS, INC ET AL
3:17-cv-02126-BRM-LHG	JONES V. JANSSEN PHARMACEUTICALS, INC ET AL
3:17-cv-02134-BRM-LHG	JORDAN V. JANSSEN PHARMACEUTICALS, INC ET AL
3:17-cv-02357-BRM-LHG	LAMBERT V. JANSSEN PHARMACEUTICALS, INC ET AL
3:17-cv-02293-BRM-LHG	MAGGERD V. JANSSEN PHARMACEUTICALS, INC ET AL
3:17-cv-02140-BRM-LHG	MAHONEY V. JANSSEN PHARMACEUTICALS, INC ET AL
3:17-cv-02132-BRM-LHG	MANDEL V. JANSSEN PHARMACEUTICALS, INC ET AL
3:17-cv-02296-BRM-LHG	MANESS V. JANSSEN PHARMACEUTICALS, INC ET AL
3:17-cv-02143-BRM-LHG	MARCIANO V. JANSSEN PHARMACEUTICALS, INC ET AL
3:17-cv-00049-BRM-LHG	MARSHALL V JANSSEN PHARMACEUTICALS INC ET AL
3:17-cv-02161-BRM-LHG	MARTIN V. JANSSEN PHARMACEUTICALS, INC ET AL
3:17-cv-02135-BRM-LHG	MAYNE V. JANSSEN PHARMACEUTICALS, INC ET AL
3:17-cv-02128-BRM-LHG	MCCHURCH V. JANSSEN PHARMACEUTICALS, INC ET AL
3:17-cv-02155-BRM-LHG	MCCUMBERS V. JANSSEN PHARMACEUTICALS, INC ET AL
3:17-cv-02154-BRM-LHG	MCKINNEY V. JANSSEN PHARMACEUTICALS, INC ET AL
3:17-cv-02341-BRM-LHG	MEDINA-JIMENEZ V. JANSSEN PHARMACEUTICALS, INC ET AL
3:16-cv-09509-BRM-LHG	MERCADO, LOIS V. JANSSEN RESEARCH AND DEVELOPMENT, LLC ET AL
3:16-cv-09380-BRM-LHG	MOORE, SCOT ET AL V. JANSSEN RESEARCH &
3:17-cv-02436-BRM-LHG	DEVELOPMENT, LLC ET AL OBERSCHMIDT V. JANSSEN PHARMACEUTICALS, INC ET AL
3:17-cv-02375-BRM-LHG	PETERSEN V. JANSSEN PHARMACEUTICALS, INC ET AL
3:17-cv-02314-BRM-LHG	PORTNOFF V. JANSSEN PHARMACEUTICALS, INC ET AL
3:17-cv-02149-BRM-LHG	POWE V. JANSSEN PHARMACEUTICALS, INC ET AL
3:17-cv-02338-BRM-LHG	PUCELLO V. JANSSEN PHARMACEUTICALS, INC ET AL
3:17-cv-02350-BRM-LHG	RAY V. JANSSEN PHARMACEUTICALS, INC ET AL
3:17-cv-0220/-BRM-LHG	RITENOUR V. JANSSEN PHARMACEUTICALS, INC ET AL
3:17-cv-022/0-BRM-LHG	
3:17-cv-02350-BRM-LHG	RUSSELL V. JANSSEN PHARMACEUTICALS, INC ET AL
	RUTLAND V. JANSSEN PHARMACEUTICALS INC ET AL
3:17-cv-02127-BRM-LHG 3:17-cv-02344-BRM-LHG	SANDERS V. JANSSEN PHARMACEUTICALS, INC ET AL
	SCHIELKA V. JANSSEN PHARMACEUTICALS, INC ET AL
3:16-cv-09262-BRM-LHG	SCHURMAN V. JANSSEN PHARMACEUTICALS, INC. ET AL
3:17-cv-02077-BRM-LHG	SEAY V. JANSSEN PHARMACEUTICALS, INC ET AL
3:17-cv-02292-BRM-LHG	SHERUM V. JANSSEN PHARMACEUTICALS, INC ET AL

CASE NUMBER	CASE NAME
3:17-cv-02139-BRM-LHG	STEPHENS V. JANSSEN PHARMACEUTICALS, INC ET AL
3:17-cv-02125-BRM-LHG	STONE V. JANSSEN PHARMACEUTICALS, INC ET AL
3:17-cv-02131-BRM-LHG	TAPLIN V. JANSSEN PHARMACEUTICALS, INC ET AL
3:17-cv-02322-BRM-LHG	TEAGUE V. JANSSEN PHARMACEUTICALS, INC ET AL
3:17-cv-02138-BRM-LHG	TERRY V. JANSSEN PHARMACEUTICALS, INC ET AL
3:17-cv-02323-BRM-LHG	THATCHER V. JANSSEN PHARMACEUTICALS, INC ET AL
3:17-cv-02162-BRM-LHG	THOMPSON V. JANSSEN PHARMACEUTICALS, INC ET AL
3:17-cv-02141-BRM-LHG	THRASHER V. JANSSEN PHARMACEUTICALS, INC ET AL
3:17-cv-02157-BRM-LHG	WALKER V. JANSSEN PHARMACEUTICALS, INC ET AL
3:17-cv-02330-BRM-LHG	WEAR V. JANSSEN PHARMACEUTICALS, INC ET AL
3:17-cv-02156-BRM-LHG	WILLIAMS V. JANSSEN PHARMACEUTICALS, INC ET AL
3:17-cv-00805-BRM-LHG	WILLIAMS TERRY ET AL V. JANSSEN PHARMACEUTICALS, INC. ET AL
3:17-cv-02352-BRM-LHG	WRIGHT V. JANSSEN PHARMACEUTICALS, INC ET AL